



Roll Call Number

20-1336

Agenda Item Number

33

Date August 17, 2020

APPROVAL OF DONATION, CONSTRUCTION AND NAMING AGREEMENT WITH KICK IT FORWARD REGARDING MINI-PITCH FUTSAL COURT SYSTEMS AT CHEATOM PARK AND EVELYN K. DAVIS PARK AND NAMING SUCH FUTSAL COURTS "CHEATOM PARK PRO IOWA MINI-PITCH" AND "EVELYN K. DAVIS PARK PRO IOWA MINI-PITCH"

WHEREAS, the City of Des Moines, acting through the Parks and Recreation Department, operates Cheatom Park and Evelyn K. Davis Park; and

WHEREAS, Kick It Forward, an Iowa non-profit corporation, working together with other donors, desires to make a charitable contribution for the benefit of the citizens of Des Moines by funding and coordinating the procurement and installation of one Mini-Pitch Futsal Court System on the existing tennis court at Cheatom Park and one on the existing parking lot at Evelyn K. Davis Park; and

WHEREAS, the Parks and Recreation Department desires to accept such donation and City staff have negotiated a Donation, Construction and Naming Agreement Between Kick It Forward and the City of Des Moines Regarding Installation of Mini-Pitch Futsal Court Systems, a copy of which is on file in the City Clerk's Office; and

WHEREAS, pursuant to such Agreement, the Parks and Recreation Director will accept such improvements on behalf of the City upon their completion; and

WHEREAS, such Agreement provides that the Mini-Pitch futsal courts will be named the "Cheatom Park Pro Iowa Mini-Pitch" and the "Evelyn K. Davis Pro Iowa Mini-Pitch" upon completion of such courts and acceptance by the City; and

WHEREAS, in accordance with the Policy for the Naming of Streets, Facilities and Parkland in the City of Des Moines, the City Council has the authority to make exceptions to such Policy upon finding appropriate circumstances to consider or expedite the naming or renaming of a park facility; and

WHEREAS, the City Council finds that there are appropriate circumstances in this proposal to meet the requirements of the Policy for the Naming of Streets, Facilities and Parkland in the City of Des Moines and that it is in the best interests of the City to approve this Donation, Construction and Naming Agreement.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the Donation, Construction, and Naming Agreement with Kick It Forward for the Mini-Pitch Futsal Court Systems at Cheatom Park and Evelyn K. Davis Park, a copy of which is on file in the City Clerk's Office, is hereby approved and the Mayor is authorized and



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directed to sign such Agreement on behalf of the City and the City Clerk is directed to attest to his signature.

BE IT FURTHER RESOLVED that the Mini-Pitch futsal court at Cheatom Park shall be and is hereby named and to be known as the "Cheatom Park Pro Iowa Mini-Pitch" for a period of 20 years upon compliance by Kick It Forward with the terms of said Agreement and completion of construction of such Mini-Pitch Futsal Court and its acceptance by the Parks and Recreation Director.

BE IT FURTHER RESOLVED that the Mini-Pitch futsal court at Evelyn K. Davis Park shall be and is hereby named and to be known as the "Evelyn K. Davis Park Pro Iowa Mini-Pitch" for a period of 20 years upon compliance by Kick It Forward with the terms of said Agreement and completion of construction of such Mini-Pitch Futsal Court and its acceptance by the Parks and Recreation Director.

BE IT FURTHER RESOLVED that the Parks and Recreation Director is authorized to accept such completed Mini-Pitch Futsal Courts on behalf of the City effective upon the date of such written communication to Kick It Forward.

(Council Communication No. 20- 369 )

Moved by Gatto to adopt.

APPROVED AS TO FORM:

/s/ Ann DiDonato  
Ann DiDonato, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE	✓			
BOESEN	✓			
GATTO	✓			
GRAY	✓			
MANDELBAUM	✓			
VOSS	✓			
WESTERGAARD	✓			
TOTAL	7			
MOTION CARRIED	APPROVED			

J. M. Franklin Cownie Mayor

**CERTIFICATE**

I, P. Kay Cmelik, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

P. Kay Cmelik City Clerk